

FILED
08 JUL 23 PM 4:03
RICHARD W. WIERING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RAYMOND CLARK Plaintiff,

vs.

JOHN F. STUECK Defendant.

CASE NO. CV08-02547 JW

**PRISONER'S
APPLICATION TO PROCEED
IN FORMA PAUPERIS**

I, Raymond Clark, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes ___ No X

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross: _____ Net: _____

Employer: _____

1 If the answer is "no," state the date of last employment and the amount of the gross and net
 2 salary and wages per month which you received. (If you are imprisoned, specify the last
 3 place of employment prior to imprisonment.)

4 N/A
 5 _____
 6 _____

7 2. Have you received, within the past twelve (12) months, any money from any of the
 8 following sources:

- 9 a. Business, Profession or Yes ___ No X
 10 self employment
 11 b. Income from stocks, bonds, Yes ___ No X
 12 or royalties?
 13 c. Rent payments? Yes ___ No X
 14 d. Pensions, annuities, or Yes ___ No X
 15 life insurance payments?
 16 e. Federal or State welfare payments, Yes ___ No X
 17 Social Security or other govern-
 18 ment source?

19 If the answer is "yes" to any of the above, describe each source of money and state the amount
 20 received from each.

21 _____
 22 _____

23 3. Are you married? Yes ___ No X

24 Spouse's Full Name: _____

25 Spouse's Place of Employment: _____

26 Spouse's Monthly Salary, Wages or Income:

27 Gross \$ _____ Net \$ _____

28 4. a. List amount you contribute to your spouse's support: \$ _____

- b. List the persons other than your spouse who are dependent upon you for support and indicate how much you contribute toward their support. (NOTE: For minor children, list only their initials and ages. DO NOT INCLUDE THEIR NAMES.).

N-A

5. Do you own or are you buying a home? Yes ___ No ☒

Estimated Market Value: \$ _____ Amount of Mortgage: \$ _____

6. Do you own an automobile? Yes ___ No ☒

Make _____ Year _____ Model _____

Is it financed? Yes ___ No ☒ If so, Total due: \$ _____

Monthly Payment: \$ _____

7. Do you have a bank account? Yes ___ No ☒ (Do not include account numbers.)

Name(s) and address(es) of bank: _____

Present balance(s): \$ _____

Do you own any cash? Yes ___ No ☒ Amount: \$ _____

Do you have any other assets? (If "yes," provide a description of each asset and its estimated market value.) Yes ___ No ☒

8. What are your monthly expenses?

Rent: \$ _____ Utilities: _____

Food: \$ _____ Clothing: _____

Charge Accounts:

<u>Name of Account</u>	<u>Monthly Payment</u>	<u>Total Owed on This Acct.</u>
<i>N-A</i>	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

1 9. Do you have any other debts? (List current obligations, indicating amounts and to
2 whom they are payable. Do not include account numbers.)

3 VOID ORDER OF RESTITUTION - BEING CONTESTED
4 ON DIRECT APPEAL IN VIOLATION 18 U.S.C. 3663 et seq.

5 10. Does the complaint which you are seeking to file raise claims that have been presented
6 in other lawsuits? Yes ☐ No ☒

7 Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in
8 which they were filed.

9 _____
10 _____
11 I consent to prison officials withdrawing from my trust account and paying to the court
12 the initial partial filing fee and all installment payments required by the court.

13 I declare under the penalty of perjury that the foregoing is true and correct and
14 understand that a false statement herein may result in the dismissal of my claims.

15 July 15, 2008
16
17 DATE

Raymond Clark
18
19 SIGNATURE OF APPLICANT

20
21 SEE EXHIBIT #1
22
23
24
25
26
27
28

INDEX TO APPENDIX

EXHIBIT # 1- CURRENT TRUST ACCOUNT
PRINT-OUT

EXHIBIT # 1-(b) Six Month Trust Account
PRINT-OUT

EXHIBIT # 1-(c) CERTIFICATION OF FUNDS

VERIFICATION

STATE OF CALIFORNIA
COUNTY OF KINGS

(C.C.P. SEC. 446 & 2015.5; 28 U.S.C. 1746)

I, Raymond Clark DECLARE UNDER PENALTY OF PERJURY THAT:
I AM THE Attorney of Record IN THE ABOVE ENTITLED ACTION. I HAVE
READ THE FOREGOING DOCUMENTS AND KNOW THE CONTENTS THEREOF AND
THE SAME IS TRUE OF MY OWN KNOWLEDGE, EXCEPT AS TO MATTERS STATED
THEREIN UPON INFORMATION, AND BELIEF, AND AS TO THOSE MATTERS, I
BELIEVE THEM TO BE TRUE.

EXECUTED THIS 18 DAY OF July 2008
AT CORCORAN, CALIFORNIA.

(SIGNATURE)

Raymond Clark
(DECLARANT/PRISONER)

PROOF OF SERVICE BY MAIL

(C.C.P. SEC. 1013 (a) & 2015.5; 28 U.S.C. SEC. 1746)

I, Raymond Clark AM A RESIDENT OF
STATE OF CALIFORNIA, I AM OVER THE AGE OF
EIGHTEEN (18) YEARS OF AGE AND AM / A PARTY OF THE ABOVE INTITLED
ACTION. MY ADDRESS IS P.O. BOX 3471, CORCORAN, CA. 93212.

ON 7-18 2008 IS SERVED THE FOREGOING.

INFORMAL PAUPER'S TRUST ACCOUNT CERT.

(SET FORTH EXACT TITLE OF DOCUMENTS SERVED)

ON THE PARTY(S) HEREIN BY PLACING A TRUE COPY(S) THEREOF, ENCLOSED IN A
SEALED ENVELOPE(S), WITH POSTAGE THEREON FULLY PAID, IN THE UNITED STATES
MAIL, IN A DEPOSIT BOX SO PROVIDED AT CORCORAN STATE PRISON.

United States Courthouse
450 Golden Gate Ave.
S. F. CA. 94102

THERE IS DELIVERY SERVICE BY UNITED STATES MAIL AT THE PLACE SO ADDRESSED,
AND THERE IS REGULAR COMMUNICATION BY MAIL BETWEEN THE PLACE OF MAILING
AND THE PLACE SO ADDRESSED, I DECLARE UNDER PENALTY OF PERJURY THAT THE
FOREGOING IS TRUE AND CORRECT.

DATE: 7-18 2008

Raymond Clark
(DECLARANT/PRISONER)

Case Number: CV-08-2547W (PR)

CERTIFICATE OF FUNDS
IN
PRISONER'S ACCOUNT

I certify that attached hereto is a true and correct copy of the prisoner's trust account statement showing transactions of Raymond Clark ^{709937C} for the last six months
C-S-P-COR Box 3471, Cor. CA ^[prisoner name] where (s)he is confined.
_[name of institution]

I further certify that the average deposits each month to this prisoner's account for the most recent 6-month period were \$ 0 and the average balance in the prisoner's account each month for the most recent 6-month period was \$ 0.

Dated: 6/25/08

Angela B. Fairclough
[Authorized officer of the institution]
Hoot. CLK II

REPORT ID: TS3030 .701

REPORT DATE: 06/25/08

PAGE NO: 1

CALIFORNIA DEPARTMENT OF CORRECTIONS
 CALIF. STATE PRISON CORCORAN
 INMATE TRUST ACCOUNTING SYSTEM
 INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: DEC. 01, 2007 THRU JUN. 25, 2008

ACCOUNT NUMBER : D99370 BED/CELL NUMBER: 3C0100000000214L
 ACCOUNT NAME : CLARK, RAYMOND ACCOUNT TYPE: I
 PRIVILEGE GROUP: B

TRUST ACCOUNT ACTIVITY

<< NO ACCOUNT ACTIVITY FOR THIS PERIOD >>

CURRENT HOLDS IN EFFECT

DATE PLACED	HOLD CODE	DESCRIPTION	COMMENT	HOLD AMOUNT
06/24/2008	H118	LEGAL COPIES HOLD	5063 06 20	3.50

TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
0.00	0.00	0.00	0.00	3.50	0.00

CURRENT
 AVAILABLE
 BALANCE

3.50-



THE WITHIN INSTRUMENT IS A CORRECT
 COPY OF THE TRUST ACCOUNT MAINTAINED
 BY THIS OFFICE.
 ATTEST: 6-25-08
 CALIFORNIA DEPARTMENT OF CORRECTIONS
 BY Angela B. Manopella
 TRUST OFFICE

Acct CLK II

REPORT ID: TS3030 .701

REPORT DATE: 06/25/08

PAGE NO: 1

CALIFORNIA DEPARTMENT OF CORRECTIONS

NORTH KERN STATE PRISON

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ACCOUNT TYPE: T

CONTINUE FROM PREVIOUS PAGE 200

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NORTH KERN STATE PRISON

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0.00	0.00	0.00	0.00	0.00	0.00

CURRENT
AVAILABLE
BALANCE

0.00

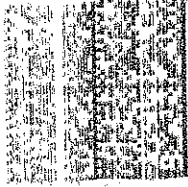
THE WITHIN INSTRUMENT IS A CORRECT
COPY OF THE TRUST ACCOUNT MAINTAINED
BY THIS OFFICE.

CALIFORNIA DEPARTMENT OF CORRECTIONS

BY Meyers
TRUST OFFICE

RAYMOND CLARK #D-99370
BOX 3471, 301-214-6000
Corcoran, CA 93212

PAID
\$0.05
07/24/2008
CORCORAN 93212



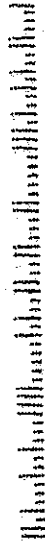
CORCORAN STATE PRISON

STATE
PRISON
CORCORAN

UNITED STATES COURTHOUSE
450 Golden Gate Avenue
San Francisco, CA 94102

Local Mail

9410233551 0004



516426504165

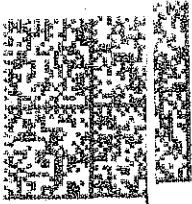
\$00.000

06/16/2008

012010

US POSTAGE

10/10/08



CORCORAN STATE PRISON

718.08

CCI Banknotes